IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 12184 of 2007(A)

PETITIONER:

SREE PARAMEKKAVU EDUCATIONAL CULTURAL CHARITABLE TRUST,
REP. BY ITS MANAGING TRUSTEE,
THRISSUR – 1.

BY ADV. SRI.M.P.ASHOK KUMAR

RESPONDENTS:

---

1. STATE OF KERALA
REP. BY THE CHIEF SECRETARY,
SECRETARIAT,
THIRUVANANTHAPURAM.

2. CENTRAL BOARD OF SECONDARY EDUCATION,
SIKSHA KENDRA,
2 COMMUNITY CENTRE,
PREET VIHAR, NEW DELHI – 110 092.

BY SRI. DEVAN RAMACHANDRAN -SC
GOVERNMENT PLEADER SRI. I.V. PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 12184 OF 2007

DATED THIS THE 10th DAY OF APRIL, 2007

JUDGMENT

The petitioner runs an educational institution. They want affiliation of their institution to the 2nd respondent – Central Board of Secondary Education. Originally, they obtained NOC from the 1st respondent in the name of Paramekkavu Devaswom in Trichur and applied on the basis of that NOC. The 2nd respondent took objection to the same saying that the affiliation can be granted only to a Co-operative Society or a Trust. Accordingly, the petitioner formed a Trust and filed an application before the 1st respondent for incorporating the change in the name of the applicant in the NOC and Ext.P6 affidavit was also filed on 30.01.2007. Now the petitioner's contention is that the 1st respondent – Government is not considering their application for N.O.C in the new name although the same was filed on 27.2.07. The petitioner seeks a direction to the 1st respondent to take action on Exts.P5 and P6 applications submitted by the petitioner for correction of the name in the N.O.C. expeditiously so that the petitioner can produce the same before the 2nd respondent.

2. I have heard the learned counsel for the petitioner, the learned Government pleader appearing for the 1st respondent as also

the learned standing counsel appearing for the 2nd respondent.

3. In the facts and circumstances of the case, there would be a direction to the 1st respondent to consider and pass appropriate orders on Exts.P5 and P7 as expeditiously as possible, at any rate, within three weeks from the date of receipt of a copy of this judgment after affording an opportunity of being heard to the petitioner.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd